

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

KOROPATNICK et al.

Appln. No.: 09/509,418

Filed: July 11, 2000



Group Art Unit: 1636

Examiner: Epps, J.

FOR: ANTISENSE OLIGONUCLEOTIDES AGAINST THYMIDYLATE SYNTHASE

March 14, 2001

**REQUEST FOR REFUND**

Hon. Commissioner of Patents  
Washington, D.C. 20231

Sir:

Please refund \$260.00 to our Deposit Account No. 03-3975 re our Order No.

9901266291.

A Multiple Dependent Claim Fee was erroneously charged to our Deposit

Account upon the filing of a Completion of Filing National Phase of PCT Application filed July 11, 2000. A check in the amount of \$430.00 (including the fee for proper multiple dependent claims) was submitted with that Completion on July 11, 2000. A copy of the PTO Deposit Account Statement, Completion Transmittal Paper, U.S. Patent Office Stamped Receipt is and Check No. 126322 dated July 11, 2000 is attached.

For convenience, this Request is submitted in duplicate.

Respectfully Submitted,

PILLSBURY MADISON & SUTRO LLP  
Intellectual Property Group

By:

A handwritten signature in black ink, appearing to read "Donald J. Bird".

DJB/mk  
1100 New York Avenue, N.W.  
Ninth Floor, East Tower  
Washington, D.C. 20005-3918

Donald J. Bird  
Registration No. 25,323  
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Dep't Ref  
Room 307  
#6

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Page	4

PILLSBURY MADISON & SUTRO LLP

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6	26	00	181	09462639	41301/265582	964	✓ -234.00	12735.65
6	26	00	386	09530873	41301/266979	960	✓ 130.00	12605.65
6	26	00	388	09530873	41301/266979	968	✓ 260.00	12345.65
6	26	00	475	09529810	268015	966	✓ 72.00	12273.65
6	26	00	476	09529810	70662/268015	968	✓ 260.00	12013.65
6	26	00	576	09581940	60258/270672	704	✓ -150.00	12163.65
6	27	00	4	09085755	81498/GNC1205	126	✓ 241552 240.00	11923.65
6	27	00	28	78013727	83899/265848	361	✓ 650.00	11273.65
6	27	00	37	78013712	83899/265849	361	✓ 650.00	10623.65
6	27	00	132	7145/263595 78013863	EXHIBITORMAL	361	✓ 325.00	10298.65
6	27	00	136	PCT/US99/27375	90816/125985	191	✓ 750.00	9548.65
6	27	00	137	PCT/US99/27375	90816/125985	803	✓ 153.00	9395.65
6	27	00	282	09590645	51309LNC-001	581	✓ 269818 40.00	9355.65
6	27	00	393	09554112	60258/270591	960	✓ 130.00	9225.65
6	27	00	418	09402633	60237/264183	704	✓ -198.00	9423.65
6	28	00	12	09554188	258449	968	✓ 260.00	9163.65
6	28	00	13	09554188	81256/258449	966	✓ 126.00	9037.65
6	28	00	14	PCT/US00/17220	92741/126574	150	✓ 240.00	8797.65
6	28	00	15	PCT/US00/17220	92741/126574	802	✓ 925.00	7872.65
6	28	00	16	PCT/US00/17220	92741/126574	800	✓ 427.00	7445.65
6	28	00	17	PCT/US00/17220	92741/126574	801	✓ 70.00	7375.65
6	28	00	18	PCT/US00/17220	92741/126574	899	✓ 736.00	6639.65
6	28	00	19	PCT/US00/17220	92741/126574	566	✓ 15.00	6624.65
6	28	00	42	09191648	56545	216	✓ 261877 190.00	6434.65
6	28	00	64	09555022	60258/270654	960	✓ 130.00	6304.65
6	28	00	67	09509418	9901/266291	968	✓ 260.00	6044.65
3	28	00	120	09485606	70662/266225	704	✓ -338.00	6382.65
6	28	00	254	09330920	14169	566	✓ 126560 15.00	6367.65
6	29	00	1	PAYMENT	261334	701	✓ -25000.00	31367.65
6	29	00	20	78014010	27339/265856	361	✓ 325.00	31042.65
6	29	00	163	60134844	81823/258125	567	✓ 60.00	30982.65
6	29	00	164	60138675	81823/258125	567	✓ 60.00	30922.65
3	29	00	675	PCT/US00/17626	71361/126596	704	✓ -65.00	30987.65
3	30	00	4	1816169	41380/99611	381	✓ 100.00	30887.65

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# PTO RECEIPT FROM PTO FOR INDICATED ITEMS

(Do NOT Use for New or Continuing Applications of Any Kind)  
 Use 2 postcards for all New Applns. (cont/Div/CIP, too)  
 Use this sheet when filing CPA

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Appln. No: 09/509,418	Atty: Donald J. Bird
First Inventor: KOROPATNICK, Donald J. et al	Date: July 11, 2000
	Matter No: 266291
	Client No: 9901

## ENCLOSED:

☐ Response/Amendment ☐ Cover Sheet ☐ Cited/Listed Documents

☒ Completion Request for R 53(f)/PCT Nat.

# No. of Pages Abstract

# No. of Pages Spec and Claims

# No. of Numbered Claims Only

# No. of Sheets of Drawings (Figs )

☐ 1 Set Formal ☐ 1 Set Informal ☐ Cover Letter

☒ Declaration  # of pages

☒ Assignment ☒ Cover Sheet

☐ Small Entity Declaration

☐ Extension Petition (PAT-111)

#  No. of Priority Documents

☐ IDS Letter ☐ Citing Appln(s) ☒ Foreign Sch Rep/OA

☒ PTO-1449 ☒ Cited Documents

☐ Issue Fee Transmittal Form PTOL-85(b) + (c)

\$  Fee (Check)

OTHER:

Current DUE DATE:

(Submit Single Copy Only)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**COMPLETION OF FILING NATIONAL PHASE OF PCT APPLICATION**  
**UNDER RULE 35 USC 371 AND 37 CFR 1.494(C) OR 1.495(C)**

BOX PCT

**COMPLETION**  
**For PCT Cases Only**

In re PATENT APPLICATION of:

Inventor(s): KOROPATNICK, Donald J. et al

Appl. No.: 09	509,418
Series Code ↑	Serial No. ↑

Atty. Dkt. PM 266291	PHM.70275/UST
M#	Client Ref

National Phase Field

Based on PCT GB98	02820
↑ Country Code & Year	

Title: ANTISENSE OLIGONUCLEOTIDES AGAINST THYMIDYLATE  
SYNTHASE

Date: July 11, 2000

COPY

**FILING OF ITEM(S) LATE IN PCT/USA NATIONAL CASE**Asst. Commissioner of Patents  
Washington, DC 20231

Sir:

The following completes the filing of the subject application under Rule 494(c)/495(c). Please accept the following attached items:

1. Missing Requirements Notice (PCT/DO/EO/905) ☒ copy attached ☐ not yet received
2. ☒ **Signed Declaration** ☒ Original ☐ Facsimile/Copy ☐ with spec/claims attached
3. ☐ **Translation** of the International Application into English including:
  - a. ☐ Request;
  - b. ☐ Abstract
  - c. \_\_\_ pgs. Spec. and Claims;
  - d. ☐ Translation verification
  - e. \_\_\_ sheets Drawing which are: ☐ informal ☐ formal of size ☐ A4 ☐ 11"
4. ☒ Copy of **International Search Report (ISR)** attached (2 page(s))
  - a. ☒ plus Annex of family members (1 page(s))
5. **Information Disclosure Statement** including
  - a. ☒ From PTO-1449 listing documents
  - b. ☒ Copies of document(s) listed on Form PTO-1449
  - c. ☒ A concise explanation of ISR references is given in the ISR
6. ☒ **Assignment** and cover sheet. Please return the recorded assignment to the undersigned.
7. ☐ Copy of Power to international application agent.
8. \_\_\_ (No.) Small Entity Statement(s) establishing "small entity" status under Rules 9 & 27.
9. ☐ Formal Drawings: \_\_\_ sheet(s) ☐ informal; ☐ formal of size: ☐ A4 ☐ 11"
10. ☒ Please immediately start national examination procedures (35 USC 371(f))

11. ☐ Attached:
12. ☐ Preliminary Amendment:
13. ☒ Basic U.S. National fee per Rule 492(a)(1)-(4) was previously timely filed.:
14. **Calculation of remaining fees due (if any):** based on amended claim(s) per above item  
☐ 12 (above) or item(s) in PAT-112 (filed previously) ☐ 12 ☐ 14 ☐ 17 ☐ 25
15. **CLAIMS FEES** ☐ previously paid ☒ paid herewith as follows:
- 15A. Small Entity Statement ☐ Herewith ☐ Previously Filed

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				Large/Small Entity		Fee Cod
16. Total Effective Claims	14	minus 20 =	0	x \$18/\$9	+0	966/967
17. Independent Claims	3	minus 3 =	0	x \$78/\$39	+0	964/965
18. If <u>any proper</u> multiple dependent claim (ignore improper) is present,				\$260/\$130	+260	968/969
19. Filing Declaration late, fee paid <input type="checkbox"/> previously <input checked="" type="checkbox"/> now				\$130/\$65	+130	154/254
20. <b>SUBTOTAL</b>					<b>\$390</b>	
21. <b>Original due date:</b> July 19, 2000						
22. Petition is hereby made to extend the <u>original</u> due date to cover the date this response is filed for which the requisite fee is attached				(1 mo)	\$110/\$55 =	+0
				(2mos)	\$380/\$190 =	
				(3mos)	\$870/\$435 =	
				(4mos)	\$1360/\$680 =	
23. If "non-English" box 3 is X'd, add Rule 17(k) processing fee . . . . .				\$130	+0	139
24. If "assignment" box 6 is X'd, add recording fee. . . . .				\$40	+40	581
25. <b>TOTAL FEE ENCLOSED =</b>					<b>\$430</b>	

(Our Deposit Account No. 03-3975)

(Our Order No. 9901 | 266291)

C#

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**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Madison & Sutro LLP**  
**Intellectual Property Group**

1100 New York Avenue, NW  
 Ninth Floor  
 Washington, DC 20005-3918  
 Tel: (202) 861-3000  
 DJB/mhn

By Atty: Donald J. BirdReg. No. 25323

Sig: \_\_\_\_\_

Fax: (202) 822-0944  
 Tel: (202) 861-3027

**NOTE:** File in duplicate with PTO receipt (PAT-103A) and attachments

**PILSBURY MADISON & SUTRO, LLP**

1100 NEW YORK AVENUE, N.W.  
WASHINGTON, D.C. 20005  
(202) 861-3000

**No. 126322**

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TO THE ORDER OF Commissioner of Patents and Trademarks

July 11, 2000

Four hundred thirty dollars and 00 cents

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**Serial No.: 09/509418**

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